

To: Boydston, Michael[Boydston.Michael@epa.gov]
From: Logan, Paul
Sent: Mon 9/21/2015 11:34:03 PM
Subject: FW: Settlement Discussions

FYI – looks like this is headed to the GKM LT but I wanted you to be aware.

Paul Logan

Acting Regional Counsel | EPA Region 8

303.312.6854 | logan.paul@epa.gov

From: Card, Joan
Sent: Monday, September 21, 2015 4:55 PM
To: Bohan, Suzanne; Logan, Paul; Ward, W. Robert
Subject: RE: Settlement Discussions

That seems like a good idea and this is the right team. Thanks Suzanne.

From: Bohan, Suzanne
Sent: Monday, September 21, 2015 4:05 PM
To: Card, Joan; Logan, Paul; Ward, W. Robert
Subject: FW: Settlement Discussions

Shall I find time outside of our GKM LT meeting to discuss next steps with you on this topic?

Suzanne

From: Sisk, Richard
Sent: Monday, September 21, 2015 3:17 PM

To: Bohan, Suzanne
Cc: Madigan, Andrea; Land, Kelcey; Urdiales, Aaron; Piggott, Amelia; Rudy, Michael; McCaffrey, Shawn
Subject: FW: Settlement Discussions

Deliberative Process/Ex. 5

Richard Sisk
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From: David A. Cook [<mailto:lawbydave@gmail.com>]
Sent: Thursday, September 03, 2015 10:53 AM

To: Sisk, Richard
Subject: RE: Settlement Discussions

To get things started, here is a draft Settlement Agreement with the changes tracked.

David A. Cook
David A. Cook, P.C.
6 S Tejon St Ste 400
Colorado Springs, CO 80903
(719) 634-6736

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From: Sisk, Richard [<mailto:Sisk.Richard@epa.gov>]
Sent: Wednesday, September 02, 2015 2:35 PM
To: David A. Cook
Cc: Land, Kelcey; Madigan, Andrea; Rudy, Michael; McCaffrey, Shawn
Subject: RE: Settlement Discussions

Dave – Here is a copy of the current consent for access from Mr. Hennis.

Richard Sisk
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From: David A. Cook [<mailto:lawbydave@gmail.com>]

Sent: Wednesday, September 02, 2015 9:38 AM

To: Sisk, Richard

Subject: RE: Settlement Discussions

I understand that the EPA is beginning construction at Gladstone. Please send me the writing under which this construction is authorized.

David A. Cook
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6 S Tejon St Ste 400
Colorado Springs, CO 80903
(719) 634-6736

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From: Sisk, Richard [<mailto:Sisk.Richard@epa.gov>]

Sent: Monday, August 31, 2015 3:13 PM

To: lawbydave@gmail.com

Cc: Madigan, Andrea; Rudy, Michael

Subject: Settlement Discussions

Dave – Good speaking with you this afternoon. To get discussions going, I am providing a link to one of EPA's model settlement documents. It is titled Cashout Settlement Agreement for Peripheral Party Settlements Not Based Upon Ability to Pay (CERCLA § 122(h) and AG Authority)

The link is http://cfpub.epa.gov/compliance/models/view.cfm?model_ID=536

This sort of settlement agreement may be appropriate for your clients situation and will give you an idea of where EPA and the US Department of Justice like to begin with settlement discussions.

Thanks

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